

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
THURSDAY, OCTOBER 1, 2015
1:30 P.M.**

The Board of Ada County Commissioners (Board) met this date in Open Session in the Commissioners' Conference Room of the Ada County Courthouse Complex to act on the following items. Staff members present: Jesse Barcroft, Toni Hellman, Gisela Martinez, Chavon Lewis, LaBerta Turner and Roxanna Dempsay, Indigent Services; and Claire Tardiff, Prosecuting Attorney's Office. Minutes Recorder: Angel Dicus.

I. IN THE MATTER OF CALL TO ORDER:

Commissioner Jim Tibbs called the meeting of the Ada County Commissioners to order at 1:30 p.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners Jim Tibbs, Rick Yzaguirre and David L. Case were present.

III. CHANGES TO THE AGENDA:

- Item IX (3)(d), was amended to read 0811-059 rather than 1007-039

IV. UNFINISHED BUSINESS:

- Special Finance Cases (*Tabled from 9/23/15; To be Heard in Executive Session*)
a. 0407-74
b. 1007-039

ACTION: D. CASE MOVED TO REMOVE THE UNFINISHED BUSINESS FROM THE TABLE TO BE HEARD IN EXECUTIVE SESSION. R. YZAGUIRRE SECONDED. D. CASE, AYE, R. YZAGUIRRE, AYE, AND J. TIBBS, AYE. THE MOTION CARRIED UNANIMOUSLY.

V. IN THE MATTER OF THE CONSENT AGENDA:

- Consent Agenda (*Authorize the Chairman to Sign the Appropriate Documents*)
a. 1 Matter to be Removed from the Table to be Heard - Exhibit "A"
b. 10 Final Decisions for Hearings from 9/2/15 - Exhibit "B"

ACTION: R. YZAGUIRRE MOVED TO APPROVE THE CONSENT AGENDA - 1 MATTER TO BE CONTINUED AS LISTED ON EXHIBIT "A"; 10 FINAL DECISIONS FOR HEARINGS FROM 9/2/15 AS LISTED ON EXHIBIT "B"; THAT SAID EXHIBIT(S) REMAIN ON FILE IN THE COMMISSIONERS' OFFICE; AND AUTHORIZE THE CHAIRMAN TO SIGN THE APPROPRIATE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. R. YZAGUIRRE, AYE, D. CASE, AYE, AND J. TIBBS, AYE. THE MOTION CARRIED UNANIMOUSLY.

VI. IN THE MATTER OF EXECUTIVE SESSION:

ACTION: D. CASE MOVED TO ADJOURN INTO EXECUTIVE SESSION TO HEAR MEDICAL INDIGENCY APPLICATIONS WHICH, IN ACCORDANCE WITH IDAHO CODE § 31-874, ARE REQUIRED TO BE KEPT CONFIDENTIAL; AND THAT THE VOTE TO DO SO BE BY ROLL CALL. R. YZAGUIRRE SECONDED. D. CASE, AYE, R. YZAGUIRRE, AYE, AND J. TIBBS, AYE. THE MOTION CARRIED UNANIMOUSLY.

VII. IN THE MATTER OF OPEN SESSION:

The Board Returned to amend the agenda, as Special Finance Case No. 1007-039 was inadvertently listed twice and 0811-059 was omitted from the agenda.

ACTION: D. CASE MOVED TO AMEND THE AGENDA TO ADD SPECIAL FINANCE CASE NO. 0811-059. R. YZAGUIRRE SECONDED. D. CASE, AYE, R. YZAGUIRRE, AYE, AND J. TIBBS, AYE. THE MOTION CARRIED UNANIMOUSLY.

VIII. IN THE MATTER OF EXECUTIVE SESSION:

ACTION: D. CASE MOVED TO ADJOURN INTO EXECUTIVE SESSION TO HEAR MEDICAL INDIGENCY APPLICATIONS WHICH, IN ACCORDANCE WITH IDAHO CODE § 31-874, ARE REQUIRED TO BE KEPT CONFIDENTIAL; AND THAT THE VOTE TO DO SO BE BY ROLL CALL. R. YZAGUIRRE SECONDED. D. CASE, AYE, R. YZAGUIRRE, AYE, AND J. TIBBS, AYE. THE MOTION CARRIED UNANIMOUSLY.

IX. IN THE MATTER OF OPEN SESSION:

[L. Turner and R. Dempsay joined the hearing in executive session.]

2. Motion on Appeal Hearings (*Authorize the Chairman to Sign*)

ACTION: R. YZAGUIRRE MOVED TO TAKE ALL CASES UNDER 30 DAY ADVISEMENT, CLOSE THE RECORD ON THOSE CASES, EXCEPT ON THOSE CASES THAT THE BOARD HAS AUTHORIZED THE SUBMISSION OF ADDITIONAL DOCUMENTATION, WITH SUCH SUBMISSION TO BE MADE NO LATER THAN 5:00 P.M. MONDAY, OCTOBER 5, 2015; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. R. YZAGUIRRE, AYE, D. CASE, AYE, AND J. TIBBS, AYE. THE MOTION CARRIED UNANIMOUSLY.

3. Motion on Special Cases Heard in Executive Session (*Authorize the Chairman to Sign*)

- a. 0407-74 (*Tabled from 9/23/15*)
- b. 1007-039 (*Tabled from 9/23/15*)
- c. 1011-053
- d. 0811-059 ****CORRECTED****

ACTION: R. YZAGUIRRE MOVED TO APPROVE THE SUBORDINATION OF LIENS ON CASE NOS. 0407-74 WITH A PROMISSORY NOTE IN THE AMOUNT OF \$100 PER MONTH AND 1007-39 WITH A PROMISSORY NOTE IN THE AMOUNT OF \$100 PER MONTH; APPROVE THE SETTLEMENT OFFER ON CASE NO. 0811-059 IN THE AMOUNT OF \$7,500; APPROVE THE SUBORDINATION OF LIEN FOR CASE NO. 1011-053 WITH A PROMISSORY NOTE IN THE AMOUNT OF \$50 PER MONTH; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. R. YZAGUIRRE, AYE, D. CASE, AYE, AND J. TIBBS, AYE. THE MOTION CARRIED UNANIMOUSLY.

4. Weekly Indigent Items (*Authorize the Chairman to Sign*)

(10 Approvals; 13 Denials; 24 Liens; 21 Form N1 (UCC) Liens; 17 Releases of Liens; and 14 Releases of Form N1 (UCC) Liens)

R. Dempsay presented the weekly indigent report and submitted the indigent requests.

ACTION: D. CASE MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED OCTOBER 1, 2015, FOR 10 APPROVALS; 13 DENIALS; 24 LIENS; 21 FORM N1 (UCC) LIENS; 17 RELEASES OF LIENS; AND 14 RELEASES OF FORM N1 (UCC) LIENS; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. D. CASE, AYE, R. YZAGUIRRE, AYE, AND J. TIBBS, AYE. THE MOTION CARRIED UNANIMOUSLY.

X. IN THE MATTER OF RECESS:

There being no further business to come before the Board at this time, the meeting was recessed at approximately 1:56 p.m.



Jim Tibbs, Chairman

ATTEST:



Christopher D. Rich, Ada County Clerk